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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

JOHN BONILLA as CHAIRMAN and GIL  
CROSTHWAITE as CO-CHAIRMAN of the  
BOARDS OF TRUSTEES FOR THE  
OPERATING ENGINEERS HEALTH AND  
WELFARE TRUST FUND, PENSION FUND  
FOR OPERATING ENGINEERS,  
PENSIONED OPERATING ENGINEERS  
HEALTH AND WELFARE FUND,  
OPERATING ENGINEERS VACATION  
AND HOLIDAY TRUST FUND,  
NORTHERN CALIFORNIA  
PREAPPRENTICE, APPRENTICE AND  
JOURNEYMAN AFFIRMATIVE ACTION  
TRAINING FUND, OPERATING  
ENGINEERS CONTRACT  
ADMINISTRATION FUND FOR  
NORTHERN CALIFORNIA, OPERATING  
ENGINEERS INDUSTRY STABILIZATION  
TRUST FUND AND OPERATING  
ENGINEERS MARKET PRESERVATION  
TRUST FUND,

Plaintiffs,

v.

Y'S EQUIPMENT RENTAL, INC., a  
California corporation; and GRANT  
FUJIMOTO, an Individual,

Defendants.

Case No.: C-06-0802 CRB

**PLAINTIFFS' STATEMENT IN LIEU  
OF CASE MANAGEMENT  
CONFERENCE STATEMENT;  
~~[PROPOSED]~~ CASE MANAGEMENT  
ORDER**

**DATE: May 12, 2006**

**TIME: 8:30 a.m.**

**COURTROOM: 8, 19<sup>th</sup> Floor**

**JUDGE: Hon. Charles R. Breyer**

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1 Plaintiffs submit this statement in lieu of the Case Management Conference Statement and,  
2 because of the status of the case as set forth below, request that the Case Management Conference  
3 either be vacated or be continued for a period of 90 days.

4 The Complaint was filed against defendants Y'S Equipment Rental, Inc. and Grant  
5 Fujimoto. Both defendants were served on March 14, 2006.

6 Defendants Y'S Equipment Rental, Inc. and Grant Fujimoto did not file a responsive  
7 pleading, and default was entered against them on April 24, 2006. Plaintiffs intend to file a Motion  
8 for Default Judgment as to defendants Y'S Equipment Rental, Inc. and Grant Fujimoto.

9 In light of the status of the case, plaintiffs request that the Case Management Conference  
10 either be vacated or be continued for a period of 90 days.

11  
12 DATED: May 5, 2006

STANTON, KAY & WATSON, LLP

13  
14 By /s/ Anne Bevington  
15 Anne Bevington

16 Attorneys for Plaintiffs

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18 **CASE MANAGEMENT ORDER**

19 The Case Management Conference previously set for May 12, 2006, at 8:30 a.m., is hereby:

20 [ ] Vacated.

21 [X] Continued to September 22, 2006, at the hour of 8:30 a.m., in

22 Courtroom 8, 19<sup>th</sup> Floor (San Francisco).

23 DATED: May 08, 2006

